

233AF.(A) THERE IS AN INSURANCE FRAUD DIVISION FUND.

(B) THE PURPOSE OF THE FUND IS TO PAY ALL THE COSTS AND EXPENSES INCURRED BY THE INSURANCE ADMINISTRATION RELATED TO THE OPERATION OF THE INSURANCE FRAUD DIVISION, INCLUDING THE COSTS OF STATE EMPLOYEES SPECIFICALLY ASSIGNED TO THE FRAUD DIVISION BY THE OFFICE OF ATTORNEY GENERAL AND THE MARYLAND STATE POLICE.

~~(B)~~ (C) THE FUND SHALL CONSIST OF:

(1) THE FEES COLLECTED AND DEPOSITED IN THE FUND BY THE COMMISSIONER UNDER § 640B OF THIS ARTICLE; AND

(2) INCOME FROM INVESTMENTS THAT THE STATE TREASURER MAKES FOR THE INSURANCE FRAUD DIVISION FUND.

~~(C)~~ (1) THE ACCOUNT OF THE FUND IS A SPECIAL FUND ACCOUNT AND MAY NOT BE CONSIDERED PART OF THE TREASURY OF THE STATE.

(2) NO PART OF THE FUND MAY REVERT OR BE CREDITED TO THE GENERAL FUND OR ANY OTHER SPECIAL FUND OF THE STATE.

~~(D)~~ THE FUND SHALL BE USED TO FUND THE ACTIVITIES OF THE DIVISION.

~~(E)~~ (1) THE FUND SHALL BE INVESTED AND REINVESTED IN THE SAME MANNER AS STATE FUNDS.

(2) ANY INVESTMENT EARNINGS SHALL BE TRANSFERRED TO THE CREDIT OF THE FUND.

(D) ALL THE COSTS AND EXPENSES OF THE INSURANCE FRAUD DIVISION SHALL BE INCLUDED IN THE STATE BUDGET AND EXPENDITURES FROM THE FUND TO COVER COSTS AND EXPENSES OF THE FRAUD DIVISION MAY ONLY BE MADE:

(1) PURSUANT TO AN APPROPRIATION APPROVED BY THE GENERAL ASSEMBLY IN THE ANNUAL STATE BUDGET; OR

(2) BY THE BUDGET AMENDMENT PROCEDURE PROVIDED FOR IN § 7-109 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

(E) (1) THE STATE TREASURER IS THE CUSTODIAN OF THE FUND.

(2) THE FUND SHALL BE INVESTED AND REINVESTED IN THE SAME MANNER AS STATE FUNDS.

(3) THE STATE TREASURER SHALL DEPOSIT PAYMENTS RECEIVED FROM THE INSURANCE COMMISSIONER INTO THE FUND.

(F) (1) THE FUND IS A CONTINUING, NONLAPSING FUND AND IS NOT SUBJECT TO § 7-302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE, AND MAY NOT BE DEEMED A PART OF THE GENERAL FUND.